

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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QUANG LE, INDIVIDUALLY AND ON BEHALF
OF ALL OTHERS SIMILARLY SITUATED,

Plaintiffs,

Case No. 09-CV-8616 (JGK)

v.

SPONGETECH DELIVERY SYSTEMS, INC.,
MICHAEL L. METTER, STEVEN MOSKOWITZ,
FRANK LAZAUSKAS, AND RM ENTERPRISES
INTERNATIONAL, INC.,

Defendants.

**DEFENDANTS' RESPONSE
TO ORDER DATED
JANUARY 8, 2010**

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JEFFREY P. ORLAN, INDIVIDUALLY AND ON
BEHALF OF ALL OTHERS SIMILARLY
SITUATED,

Plaintiffs,

Case No. 09-CV-9037 (JGK)

v.

SPONGETECH DELIVERY SYSTEMS, INC.,
MICHAEL L. METTER, STEVEN MOSKOWITZ,
FRANK LAZAUSKAS, AND RM ENTERPRISES
INTERNATIONAL, INC.,

Defendants.

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The only pending cases defendants know of are the two listed in the caption above:

*Quang Le, Individually and on behalf of all others similarly situated v.
Spongetech Delivery Systems, Inc., Michael L. Metter, Steven Moskowitz, Frank
Lazauskas, and RM Enterprises International, Inc., Case No. 09-CV-8616 (JGK)*
in the United States District Court for the Southern District of New York; and

*Jeffrey P. Orlan, Individually and on behalf of all others similarly situated v.
Spongetech Delivery Systems, Inc., Michael L. Metter, Steven Moskowitz, Frank
Lazauskas, and RM Enterprises International, Inc., Case No. 09-CV-9037 (JGK)*
in the United States District Court for the Southern District of New York.

Dated: February 3, 2010

Respectfully submitted,

/s/Paul R. Bessette

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MICHAEL L. METTER, STEVEN MOSKOWITZ,
FRANK LAZAUSKAS and RM ENTERPRISES
INTERNATIONAL, INC.

CERTIFICATE OF SERVICE

I hereby certify that on February 3, 2010, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send a notice of electronic filing to all counsel of record who have consented to electronic notification. I further certify that I mailed the foregoing document and the notice of electronic filing by first-class mail to all non-CM/ECF participants.

/s/ Paul R. Bessette